

Message Text

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ACTION IO-14

INFO OCT-01 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-14 RSC-01

OIC-04 ACDA-19 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-07 PA-04 PRS-01 SP-03 SS-20 USIA-15 DRC-01

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R 102215Z JUL 74

FM USMISSION USUN NY

TO SECSTATE WASHDC 4662

INFO AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY OTTAWA

AMEMBASSY TOKYO

C O N F I D E N T I A L SECTION 1 OF 2 USUN 2396

E.O. 11652: GDS

TAGS: PFOR, UN, UR

SUBJ: PEACEKEEPING WORKING GROUP MEETINGS, JULY 9 AND 10

REF: USUN 2364 AND PREVIOUS

1. AFTER FIRST THREE MEETINGS THIS WEEK, COMMITTEE OF 33
WORKING GROUP (WG) HAD CONSIDERED PROPOSALS FOR GUIDELINES ON
ALL UN ORGANS INVOLVED IN PEACEKEEPING OPERATIONS. PACE HAS
NOTABLY QUICKENED. BY NEXT WEEK, WG WILL PROBABLY BEGIN
EFFORT TO REFINE ALTERNATIVE PROPOSALS AND REACH COMMON GROUND.

2. AS WILL BE SEEN FROM LIST OF DRAFT PRINCIPLES ADVANCED SO FAR
(PARA 4), USSR AND US PROPOSALS ARE FREQUENTLY AT OPPOSITE
ENDS OF SPECTRUM. SOVIET TACK HAS BEEN TO PUT FORWARD EXTREME
BARGAINING POSITIONS, WITH EVIDENT OBJECT OF TAKING INITIATIVE
AND FORCING US AND SIMILARLY INCLINED DELS TO RESPOND. IN
MEETING JULY 9 WITH BRITISH AND CANADIANS, WE DECIDED FIELD
COULD NO LONGER BE LEFT ENTIRELY TO SOVIETS--PARTICULARLY IN
CRITICAL AREAS CONCERNING SC, SYG AND OVERALL RELATIONSHIP
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OF UN ORGANS (I.E. INTRODUCTION).

3. ACCORDINGLY, IN THOSE THREE AREAS US REP AFTERNOON JULY 9
ADVANCED ALTERNATIVE FORMULATIONS NOTED BELOW. USSR REP
(OVINNIKOV) REACTED SHARPLY, CLAIMING US PROPOSALS WERE
"MAJOR STEP BACKWARD" AND AUGURED BADLY FOR SUCCESS OF WG
NEGOTIATIONS. LATER, US AND USSR REPS CLASHED ON QUESTION OF
SOURCE OF SYG'S AUTHORITY IN PEACEKEEPING US TAKING STRONG ISSUE
WITH SOVIET ASSERTION THAT SYG WAS "AGENT" OF SC AND THAT HIS
AUTHORITY WAS THEREFORE WHOLLY DERIVATIVE. (ON THIS ISSUE UK
AND CANADA ADVANCED HELPFUL PROPOSALS, BUT ONLY NIGERIA JOINED
IN DOCTRINAL FRAY--ON OUR SIDE.)

4. THERE FOLLOWS SECRETARIAT COMPILATION OF ALL OUTSTANDING
FORMULATIONS FOR INTRODUCTION AND FIRST SEVEN ARTICLES OF
DRAFT PEACEKEEPING GUIDELINES:

QTE

CONSOLIDATED TEXT OF DRAFT FORMULAS PUT FORWARD DURING THE
DISCUSSION ON PART II OF WORKING PAPER NO. 8 (WP 8)

TITLE

"DRAFT ARTICLES OF GUIDELINES FOR UNITED NATIONS PEACE-
KEEPING OPERATIONS UNDER THE AUTHORITY OF THE SECURITY COUNCIL
AND IN ACCORDANCE WITH THE CHARTER OF THE UNITED NATIONS."

INTRODUCTION

"THE AIM OF THE PRESENT DRAFT GUIDELINES IS TO ENSURE, BY
THE ACCEPTANCE OF PRINCIPLES AND THE INSTITUTION OF METHODS, THAT
PEACE-KEEPING OPERATIONS SHALL
NOT BE USED, SAVE IN THE COMMON INTERESTS OF THE UNITED NATIONS.
IN THIS RESPECT IT IS OF CRUCIAL IMPORTANCE TO INCREASE
EFFECTIVENESS OF PEACE-KEEPING OPERATIONS ON THE BASIS OF
STRICT OBSERVANCE OF THE CHARTER OF THE UNITED NATIONS AND TO
FULLY IMPLEMENT THE ACCEPTED PRINCIPLE OF EQUITABLE GEOGRAPHICAL
REPRESENTATION IN REGARD TO PARTICIPATION IN, AND CONTROL
ARRANGEMENTS FOR, PEACE-KEEPING OPERATIONS."

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"UNITED NATIONS PEACE-KEEPING OPERATIONS WILL BE UNDER THE
COMMAND OF THE UNITED NATIONS VESTED IN THE SECRETARY-
GENERAL UNDER THE AUTHORITY OF THE SECURITY COUNCIL."

ARTICLE 1

"THE SECURITY COUNCIL HAS THE AUTHORITY OVER THE ESTABLISHMENT, DIRECTION AND CONTROL OF PEACE-KEEPING OPERATIONS. RESPONSIBILITIES TO BE EXERCISED DIRECTLY BY THE COUNCIL IN THIS RESPECT ARE AS FOLLOWS: AUTHORIZATION; DEFINITION OF PURPOSE AND MANDATE; KIND OF ADVICE AND ASSISTANCE REQUIRED BY THE COUNCIL; DURATION AND RELATED QUESTIONS; FINANCIAL ARRANGEMENTS; SIZE (MAGNITUDE); AGREEMENTS WITH CONTRIBUTING COUNTRIES (MODEL AGREEMENT AND CHANGES THERETO); AGREEMENTS WITH HOST COUNTRY (INCLUDING MODEL STATUS OF FORCES AGREEMENT AND CHANGES THERETO); APPROVAL OF ROSTER OF POTENTIAL COMMANDERS; AUTHORIZTION FOR APPOINTMENT OF DEPUTY COMMANDERS; ULTIMATE DIRECTION AND CONTROL DURING THE OPERATION; SUBSEQUENT ALTERATIONS; (THIS LISTING OF RESPONSIBILITIES IS TO BE EXPANDED SUBJECT TO AGREEMENT IN THE WORKING GROUP ON SUCH ITEMS AS MANNER OF TERMINATION, COMPOSITION, SUPPORT FACILITIES, APPOINTMENT OF COMMANDER)."

"THE SECURITY COUNCIL WILL HAVE ULTIMATE AUTHORITY OVER PEACE-KEEPING OPERATIONS AS THE ORGAN PRIMARILY RESPONSIBLE FOR THE MAINTENANCE OF INTERNATIONAL PEACE AND SECURITY. THE SECURITY COUNCIL, IN AUTHORIZING A PEACE-KEEPING OPERATION, WOULD DETERMINE THE PURPOSE AND MANDATE OF A PEACE-KEEPING FORCE, ITS APPROXIMATE SIZE, THE DURATION OF ITS EXISTENCE AND MANNER OF ITS TERMINATION, AND SUCH OTHER MATTERS AS IT CONSIDERED NECESSARY IN ESTABLISHING THE PURPOSE AND TERMS OF THE MANDATE."

ARTICLE 2

"THE SECURITY COUNCIL MAY, IN ACCORDANCE WITH THE PROVISIONS
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OF (ARTICLES 29, 47 AND 98 OF) THE CHARTER OF THE UNITED NATIONS DELEGATE ITS AUTHORITY OVER ASPECTS OF PEACE-KEEPING OPERATIONS."

ARTICLE 3

"IN MATTERS OF PEACE-KEEPING THE AUTHORITY OF A SUBSIDIARY BODY OF THE SECURITY COUNCIL, THE MILITARY STAFF COMMITTEE AND/OR THE SECRETARY-GENERAL SHALL BE EXERCISED IN CONFORMITY WITH THE PROVISIONS OF RESOLUTIONS ADOPTED BY THE SECURITY COUNCIL."

"IN MATTERS OF PEACE-KEEPING ALL AUTHORITY SHALL BE EXERCISED IN CONFORMITY WITH RESOLUTIONS OF THE SECURITY COUNCIL."

ARTICLE 4

"THE SECURITY COUNCIL MAY CONSIDER, WHEN SO REQUIRED AND AS A MATTER OF PRIORITY, THE ESTABLISHMENT OF A BODY UNDER ARTICLE 29 OF THE CHARTER OF THE UNITED NATIONS TO DEAL WITH PEACE-KEEPING OPERATIONS MATTERS."

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ACTION IO-14

INFO OCT-01 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-14 RSC-01

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C O N F I D E N T I A L SECTION 2 OF 2 USUN 2396

"THE SECURITY COUNCIL SHALL ESTABLISH A SUBSIDIARY ORGAN UNDER ARTICLE 29 OF THE CHARTER OF THE UNITED NATIONS. SUCH AN ORGAN WILL DEAL WITH OPERATIONAL ASPECTS OF A PEACE-KEEPING OPERATION, WORKING OUT SPECIFIC DIRECTIVES FOR THE COMMANDER, SENDING INSPECTION TEAMS TO THE AREA OF THE OPERATION, ETC."

"(IN PURSUANCE OF ARTICLE 2 OF THESE GUIDELINES) THE SECURITY COUNCIL MAY DEEM IT NECESSARY TO ESTABLISH UNDER ARTICLE 29 OF THE CHARTER OF THE UNITED NATIONS, A SUBSIDIARY ORGAN TO EXERCISE AUTHORITY DELEGATED BY THE COUNCIL AND FOR SUCH OTHER PURPOSES AS THE COUNCIL ITSELF MAY DECIDE."

ARTICLE 5

"THE SECURITY COUNCIL MAY DELEGATE RESPONSIBILITIES TO, OR
SEEK ADVICE AND ASSISTANCE FROM, THE MILITARY STAFF COMMITTEE
ESTABLISHED IN ACCORDANCE WITH ARTICLE 47 OF THE CHARTER OF THE
UNITED NATIONS. THE COMMITTEE MAY INVITE ANY MEMBER OF THE
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UNITED NATIONS, IN PARTICULAR ANY NON-PERMANENT MEMBER OF
THE SECURITY COUNCIL OR ANY STATE PROVIDING CONTINGENTS OR
FACILITIES (AND THE SECRETARY-GENERAL OR HIS AUTHORIZED
REPRESENTATIVE) TO ASSOCIATE WITH IT WHEN THE EFFICIENT DISCHARGE
OF THE COMMITTEE'S RESPONSIBILITIES REQUIRES THEIR
PARTICIPATION IN ITS WORK."

ARTICLE 6

1. "UNDER THE AUTHORITY OF THE SECURITY COUNCIL THE SECRETARY-
GENERAL SHALL BE THE COMMANDER-IN-CHIEF OF UNITED NATIONS
PEACE-KEEPING OPERATIONS."

2. "UNDER THE AUTHORITY OF THE SECURITY COUNCIL THE SECRETARY-
GENERAL SHALL BE THE COMMANDER-IN-CHIEF OF UNITED NATIONS
PEACE-KEEPING OPERATIONS. THE SECRETARY-GENERAL SHALL KEEP
THE SECURITY COUNCIL FULLY INFORMED OF DEVELOPMENTS RELATING
TO THE FUNCTIONING OF PEACE-KEEPING OPERATIONS. ALL MATTERS
WHICH MAY AFFECT THE NATURE OR THE CONTINUED EFFECTIVE
FUNCTIONING OF A PEACE-KEEPING FORCE WILL BE REFERRED TO THE
COUNCIL FOR ITS DECISION."

3. "UNDER THE AUTHORITY OF THE SECURITY COUNCIL THE SECRETARY-
GENERAL SHALL BE THE COMMANDER-IN-CHIEF OF UNITED NATIONS PEACE-
KEEPING OPERATIONS. HE SHALL BE REQUIRED PERIODICALLY TO
CO-ORDINATE AND PRESENT TO THE SECURITY COUNCIL ALL REPORTS AND
INFORMATION PERTAINING TO PEACE-KEEPING OPERATIONS. THE SECRETARY-
GENERAL MAY, IN ACCORDANCE WITH ARTICLE 9) OF THE CHARTER OF THE
UNITED NATIONS, MAKE RECOMMENDATIONS TO THE SECURITY COUNCIL
REGARDING PEACE-KEEPING OPERATIONS."

4. "THE SECRETARY-GENERAL MAY PERFORM SUCH FUNCTIONS AS ARE
ENTRUSTED TO HIM BY THE SECURITY COUNCIL. IN SUCH CASES HE
WILL CONTRIBUTE WITH ALL MEANS AT HIS DISPOSAL TO GIVING EFFECT
TO THE RESOLUTIONS OR OTHER FORMS OF AUTHORIZATION BY THE
COUNCIL, RECEIVING GUIDANCE FROM A SUBSIDIARY BODY OF THE

SECURITY COUNCIL. THE SECRETARY-GENERAL WILL FULLY REPORT TO
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THE SECURITY COUNCIL, AS APPROPRIATE, OR UPON ITS REQUEST, ON
THE PERFORMANCE OF THESE FUNCTIONS."

5. "UNDER THE AUTHORITY OF THE SECURITY COUNCIL THE SECRETARY-GENERAL SHALL BE THE COMMANDER-IN-CHIEF OF UNITED NATIONS PEACEKEEPING OPERATIONS AND SHALL BE RESPONSIBLE FOR THE IMPLEMENTATION OF THE MANDATE OF THE SECURITY COUNCIL AND FOR COMMUNICATIONS BETWEEN THE UNITED NATIONS AND THE COMMANDER."

6. "THE SECURITY COUNCIL MAY REQUIRE REPORTS FROM THE SECRETARY-GENERAL AND ISSUE INSTRUCTIONS TO THE SECRETARY-GENERAL AS FREQUENTLY AND IN SUCH DETAIL AS THE COUNCIL ITSELF MAY DECIDE."

7. "THE SECURITY COUNCIL MAY REQUIRE REPORTS FROM ITS SUBSIDIARY ORGAN ESTABLISHED IN ACCORDANCE WITH ARTICLE 29 OF THE CHARTER OF THE UNITED NATIONS AND FROM THE SECRETARY-GENERAL, AND ISSUE INSTRUCTIONS TO EITHER OR BOTH OF THEM AS FREQUENTLY AND IN SUCH DETAIL AS THE COUNCIL ITSELF MAY DECIDE."

8. "THE SECURITY COUNCIL MAY REQUIRE REPORTS FROM, AND ISSUE INSTRUCTIONS TO, THE SECRETARY-GENERAL AND ANY SUBSIDIARY BODY WHICH MAY BE ESTABLISHED FOR THAT PURPOSE.

9. "THE SECURITY COUNCIL SHALL RECEIVE, AND MAY REQUEST REPORTS FROM, AND ISSUE INSTRUCTIONS TO THE SECRETARY-GENERAL, IF HE IS DELEGATED WITH THE CORRESPONDING AUTHORITY, AND ANY SUBSIDIARY BODY WHICH MAY BE ESTABLISHED FOR THAT PURPOSE."

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